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FROM-Merchant & Gould

6123329081

T-729 P.004/004 F-399

S/N 10/661,459

<u>PATENT</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

SCHMOLL ET AL.

Examiner:

T. MAUST

Serial No.:

10/661,459

Group Art Unit:

3751

RECEIVED

Filed:

SEPTEMBER 10, 2003

Docket No.:

3788.52US01 CENTRAL FAX CENTER

Title:

TEMPERATURE CONTROLLED FROZEN FOOD DISPENSER

MAR 2 4 2005

CERTIFICATE UNDER 37 CFR 1.6(d): I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on March 24, 2005.

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

23552 PATURT TRADEMARK OFFICE

Dear Sir:

This paper is being submitted in response to the Restriction Requirement mailed January 24, 2005. Without acquiescing to the statements made therein, Applicants hereby elect with traverse the claims of Group I (claims 1-19 and 33-41) for prosecution in the instant application. Examination on the merits is respectfully requested.

Respectfully submitted.

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903 (612) 332-5300

Date: March 24,2005

Joshua N. Randall Reg. No. 50,719

JNR:PLSkaw

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March 24, 2005

TO:

Commissioner for Patents

Attn: Examiner T. Maust

P.O. Box 1450

Alexandria, VA 22313-1450

FROM:

Joshua N. Randall

OUR REF:

3788,52US01

TELEPHONE:

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Total pages, including cover letter: 4

PTO FAX NUMBER <u>1-703-872-9306</u>

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Title of Document Transmitted:

Response to Restriction Requirement; Petition

for Extension of Time; and Notification of

Change to Small Entity Status

Applicant:

Schmoll et al. 10/661,459

Serial No.: Filed:

September 10, 2003

Group Art Unit:

3751

Our Ref. No.:

3788.52US01

Confirmation No.

7150

Please charge Deposit Account No. 13-2725 in the amount of \$60.00 for a one-month extension fee. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate

Name: Joshua N. Randall

Reg. No.: 50,719

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